

**2007 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB40)**

Received: **06/27/2007**

Received By: **btradewe**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Pollek**

This file may be shown to any legislator: **NO**

Drafter: **btradewe**

May Contact:

Addl. Drafters:

Subject: **Agriculture - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

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**Pre Topic:**

LFB:.....Pollek -

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**Topic:**

Corn check-off increase

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	btradewe 06/28/2007	kfollett 06/28/2007		_____			
/1			sherritz 06/28/2007	_____	mbarman 06/29/2007		

FE Sent For:

<END>

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/?	btradewe	11/6/07 6/28	Sh 6/28	Sh 6/28			

FE Sent For:

<END>

**LRB**

Legal (608-266-3561)

**LRB**

Policy (Ott)	Corn Check-off Increase (AB 306 as Amended): Increase Wisconsin's voluntary corn check-off from 0.1 cent to 0.5 cent per bushel with the proceeds to be used by the Corn Promotions Board for research, market development, improved production methods, promotion, & educational efforts relating to the quality & nutritional value of corn & corn products.	None	N/A	DATCP
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2007

Date (time)  
needed \_\_\_\_\_

LRB b 0784 1/1

**BUDGET SUPERAMENDMENT**  
**[FOR ASSEMBLY SUPER]**

*In 6/28*

*RT: GF+jld*

See form **AMENDMENTS — COMPONENTS & ITEMS.**

*UPS: Fix  
request  
sheet pls*

**ASSEMBLY AMENDMENT**  
**TO ASSEMBLY SUBSTITUTE AMENDMENT 1**  
**TO 2007 SENATE BILL 40**

>>FOR ASSEMBLY SUPERAMENDMENT — NOT FOR INTRODUCTION<<

At the locations indicated, amend the substitute amendment as follows:

#. Page 1210, line 10: *after that line insert!*

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

#. Page . . . . , line . . . . :

**ASSEMBLY BILL 306**

ends on June 30, 2012, if corn producers approve a referendum to end the assessment.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1 SECTION 1. 96.11 (3) of the statutes is created to read:

2 96.11 (3) (a) 1. Except as provided under par. (c), a corn producer who sells corn  
3 that is subject to the assessment levied under sub. (1) under the marketing order for  
4 corn shall pay an additional assessment of 0.4 cents per bushel, to be collected and  
5 remitted to the marketing board in the manner provided in the marketing order for  
6 the assessment under sub. (1).

7 2. If the marketing order for corn provides for rebates under s. 96.13 (2), a  
8 producer to whom subd. 1. applies may obtain a rebate of the assessment paid under  
9 subd. 1. in the manner provided in the marketing order for obtaining a rebate of the  
10 assessment levied under sub. (1).

11 (b) The marketing board for corn shall use the moneys received under par. (a)  
12 for the purposes of the marketing order for corn.

13 (c) 1. The department shall conduct a referendum on whether to terminate the  
14 assessment under par. (a) if after June 30, 2011, and before January 1, 2012, 10  
15 percent of the producers who sell corn that is subject to the assessment levied under  
16 sub. (1) petition for a referendum. The assessment under par. (a) does not apply after  
17 June 30, 2012, if a referendum to terminate the assessment is approved by affected  
18 producers.

19 2. If the marketing order for corn is terminated, pars. (a) and (b) do not apply.

20 SECTION 2. 96.17 (1) of the statutes is amended to read:

## ASSEMBLY BILL 306

1            96.17 (1) Any due and payable assessment levied under a marketing order or or  
2            under s. 96.11 (3) (a) and every sum due under either a marketing order or agreement  
3            in a specified amount shall constitute a personal debt of every person so assessed or  
4            who is otherwise liable and the same sum shall be due and payable to the secretary  
5            or the marketing board according to the terms and conditions of the marketing order  
6            or agreement. In the event any person fails to pay the full amount of such assessment  
7            or such other sum on or before the due date, the secretary may add to such unpaid  
8            assessment or sum an amount not exceeding 10% of the amount due to defray the cost  
9            of enforcing collection. In the event any person fails to pay any due and payable  
10          assessment or sum, the secretary may bring a civil action against such person for  
11          collection, together with the above specified 10%. //

### SECTION 3. Effective date.

(1) This act takes effect on the first day of the 4th month beginning after publication.

(END)



State of Wisconsin  
2007 - 2008 LEGISLATURE

LRBb0784/1  
RCT:kjf&jld:sh

LFB:.....Pollek - Corn check-off increase

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

**ASSEMBLY AMENDMENT ,**

**TO ASSEMBLY SUBSTITUTE AMENDMENT 1,**

**TO 2007 SENATE BILL 40**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1210, line 10: after that line insert:

3 **"SECTION 2602h.** 96.11 (3) of the statutes is created to read:

4 96.11 (3) (a) 1. Except as provided under par. (c), a corn producer who sells corn  
5 that is subject to the assessment levied under sub. (1) under the marketing order for  
6 corn shall pay an additional assessment of 0.4 cents per bushel, to be collected and  
7 remitted to the marketing board in the manner provided in the marketing order for  
8 the assessment under sub. (1).

9 2. If the marketing order for corn provides for rebates under s. 96.13 (2), a  
10 producer to whom subd. 1. applies may obtain a rebate of the assessment paid under

1 subd. 1. in the manner provided in the marketing order for obtaining a rebate of the  
2 assessment levied under sub. (1).

3 (b) The marketing board for corn shall use the moneys received under par. (a)  
4 for the purposes of the marketing order for corn.

5 (c) 1. The department shall conduct a referendum on whether to terminate the  
6 assessment under par. (a) if after June 30, 2011, and before January 1, 2012, 10  
7 percent of the producers who sell corn that is subject to the assessment levied under  
8 sub. (1) petition for a referendum. The assessment under par. (a) does not apply after  
9 June 30, 2012, if a referendum to terminate the assessment is approved by affected  
10 producers.

11 2. If the marketing order for corn is terminated, pars. (a) and (b) do not apply.

12 **SECTION 2602j.** 96.17 (1) of the statutes is amended to read:

13 96.17 (1) Any due and payable assessment levied under a marketing order or  
14 under s. 96.11 (3) (a) and every sum due under either a marketing order or agreement  
15 in a specified amount shall constitute a personal debt of every person so assessed or  
16 who is otherwise liable and the same sum shall be due and payable to the secretary  
17 or the marketing board according to the terms and conditions of the marketing order  
18 or agreement. In the event any person fails to pay the full amount of such assessment  
19 or such other sum on or before the due date, the secretary may add to such unpaid  
20 assessment or sum an amount not exceeding 10% of the amount due to defray the cost  
21 of enforcing collection. In the event any person fails to pay any due and payable  
22 assessment or sum, the secretary may bring a civil action against such person for  
23 collection, together with the above specified 10%.”.

24 (END)